IN THE UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF PENNSYLVANIA

ROBERT WHEELER, INDIVIDUALLY AND : CIVIL ACTION

ON BEHALF OF ALL OTHERS SIMILARLY SITUATED,

:

Plaintiffs,

:

v. : No. 12-5848

CAPITAL ONE BANK (USA), N.A. et al.,

:

Defendants.

:

ORDER

AND NOW, this 14th day of January, 2013, upon receipt of correspondence from Plaintiff's counsel requesting an additional thirty days to respond to the "Motion to Dismiss Plaintiff's Complaint by Defendants Capital One Bank (USA), N.A. and Capital One Services, LLC" (Doc. No. 11), Plaintiffs' request is **GRANTED**. Plaintiffs must respond to Defendants' Motion to Dismiss by **February 12, 2013**.

BY THE COURT:

/s/ Mitchell S. Goldberg

Mitchell S. Goldberg, J.